Price Agreement Amendment

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

Printed: 5/27/2003

Page 1 of 2

NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E **CALEDONIA MI 49316** N D 0 R

INSPECT/TEST STRUCTURAL STEEL

Amendment Date: 05/23/2003 Original Award Date: 01/23/2003

> Buyer: MOYNIHAN, JEROME D Phone #: (401) 222 - 2142 ext. 119 FOB: F.O.B., Destination

> > С

Terms: Net 30

Change Order Number

Award Number 68M00265285

Effective Period: 02/01/2003 _ 01/31/2008

ADMINISTRATION MASTER PRICE AGREEMENT Н **RELEASE AGAINST RI MPA** 1 Р

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ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

Change Order Note: CHANGE ORDER #2

Department					Bid Number	C/O Req#
ADMINISTRATION			I	MPA-324	B01457	
Item	Class-Item	Bid#	Requisition #	- <u>!</u>	Unit	Unit Price
36.0	COMPENSATION TY RATE OF REIMBURS ALLOWABLE EXPEN	SEMENT SET AT \$	MENT FOR TRAVEL AT COS 1 FOR EACH \$1 OF	т.	EA	1.00
37.0	Change Order for Item A new item was added YEAR 1 - MILEAGE	d to the PO.			MILE	.36
38.0	Change Order for Item A new item was added YEAR 2 - MILEAGE				MILE	.36
39.0	Change Order for Item A new item was added YEAR 3 - MILEAGE	n #38 d to the PO.			MILE	.36
40.0	Change Order for Item A new item was added YEAR 4 - MILEAGE	n #39 d to the PO.			MILE	.36
41.0	Change Order for Item A new item was added YEAR 5 - MILEAGE	n #40 d to the PO.			MILE	.36
41.0	Change Order for Item A new item was added					

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us.

Delivery of goods or services as described herein shall be deemed acceptance of these requirements.

STATE PURCHASING AGENT/DESIGNEE				
ACCOUNTING	DATE RELEASED			

Price Agreement Amendment

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

Page 2 of 2 Printed: 5/27/2003

NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E **CALEDONIA MI 49316** N D 0 R

INSPECT/TEST STRUCTURAL STEEL

Amendment Date: 05/23/2003 Original Award Date: 01/23/2003

> Buyer: MOYNIHAN, JEROME D Phone #: (401) 222 - 2142 ext. 119 FOB: F.O.B., Destination

> > С

Terms: Net 30

Change Order Number

Award Number 68M00265285

Effective Period: 02/01/2003 _ 01/31/2008

ADMINISTRATION MASTER PRICE AGREEMENT Н **RELEASE AGAINST RI MPA** 1 Р т

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ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

Change Order Note: CHANGE ORDER #2

	Department	nt			Bid Number	C/O Req#
ADMINISTRATION			I	MPA-324	B01457	
Item	Class-Item	Bid#	Requisition #	<u> </u>	Unit	Unit Price
42.0	YEAR 1 - MEALS I	PER DIEM			DAY	24.00
	Change Order for I A new item was ad					
43.0	YEAR 2 - MEALS I	PER DIEM			DAY	24.00
	Change Order for I A new item was ad					
44.0	YEAR 3 - MEALS I	PER DIEM			DAY	24.00
	Change Order for I A new item was ad					
45.0	YEAR 4 - MEALS I	PER DIEM			DAY	24.00
	Change Order for I A new item was ad					
46.0	YEAR 5 - MEALS I	PER DIEM			DAY	24.00
	Change Order for I A new item was ad					

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Delivery of goods or services as described herein shall be deemed acceptance of these requirements.

STATE PURCHASING AGENT/DESIGNEE					
ACCOUNTING	DATE RELEASED				

Price Agreement Amendment

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS CAPITOL HILL PROVIDENCE RI 02908

Page 1 of 1 Printed: 3/26/2003

NON DESTRUCTIVE TESTING GROUP
100 INDUSTRIAL BLVD
ALIQUIPPA PA 15001
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INSPECT/TEST STRUCTURAL STEEL

Amendment Date: 03/25/2003 Original Award Date: 01/23/2003

Buyer: MOYNIHAN, JEROME D
Phone #: (401) 222 - 2142 ext. 119
FOB: F.O.B., Destination

Terms: Net 30

Change Order Number

1

Award Number **68M00265285**

Effective Period: 02/01/2003 - 01/31/2008

ADMINISTRATION
MASTER PRICE AGREEMENT
RELEASE AGAINST RI MPA

P T O ADMINISTRATION
MASTER PRICE AGREEMENT
RELEASE AGAINST RI MPA

Change Order Note: CHANGE ORDER #1

Department					Bid Number	C/O Req#
ADMINISTRATION			MPA-324	B01457		
ltem	Class-Item	Bid#	Requisition #	,	Unit	Unit Price
	CHANGE ORDER #	1 1				
	CHANGE TO PURC	CHASE ORDER #68M	100265285 DATED 1/23/03.			
	VENDOR ADDRES	S HAS CHANGED AS	S FOLLOWS:			
	FROM: 1626 N 76TH STREI PHILADELPHIA, PA					
	TO: 100 INDUSTRIAL B ALIQUIPPA, PA 15					
	TELEPHONE #: 72	24-378-3900 EXT. 315	5			

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.

STATE PURCHASING AGENT/DESIGNEE					
DATE RELEASED					

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Page 1 of 7

Printed: 5/22/2003



CAPITOL HILL PROVIDENCE RI 02908

NON DESTRUCTIVE TESTING GROUP INSPECT/TEST STRUCTURAL STEEL 8181 BROADMOOR S E Ε **CALEDONIA MI 49316** N **Award Number** Effective Period: D 0 68M00265285 2/1/03 - 1/31/08 R

S **ADMINISTRATION** Н MASTER PRICE AGREEMENT **RELEASE AGAINST RI MPA** Р

Date: 01/23/2003

Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

0	Terms: Net 30	E		
	Department		Bid Number	Requisition Number
	ADMINISTRATION	MPA-324	B01457	
Item			Unit	Unit Price
	2/1/03 - 1/31/08			
	MASTER PRICE AGREEMENT #324			
	ON-CALL SHOP INSPECTION AND TESTING SERVICES FOR STRUCT MATERIALS	TURAL STEEL		
	THIS IS A NOTICE OF AWARD, NOT AN ORDER. Any quantity reference agreement or in the bid preceding it are estimates only and do not represe commitment on the part of the state to any level of billing activity, other that or volumes specifically released during the term. No action is to be taken specifically authorized, as described herein under AUTHORIZATION AND			
	ENTIRE AGREEMENT - This NOTICE OF AWARD, with all attachments, and any release(s) against it shall be subject to: (1) the specifications, terms and conditions set forth in the Request/Bid Number cited herein, (2) the General Terms and Conditions of Contracts for the State of Rhode Island and (3) all provisions of, and the Rules and Regulations promulgated pursuant to, Title 37, Chapter 2 of the General Laws of the State of Rhode Island. This NOTICE shall constitute the entire agreement between the State of Rhode Island and the Vendor. No assignment of rights or responsibility will be permitted except with the express written permission of the State Purchasing Agent or his designee.			
	CANCELLATION, TERMINATION and EXTENSION - This Price Agreemed automatically terminate as of the date(s) described under CONTRACT PE this Price Agreement is altered by formal amendment by the State Purchal his designee upon mutual agreement between the State and the Vendor.			
	AUTHORIZATION AND RELEASE. In no event shall the Vendor deliver of provide service until such time as a duly authorized release document is condering Agency.			

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



Page 2 of 7
Printed: 5/22/2003



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS CAPITOL HILL PROVIDENCE RI 02908

NON DESTRUCTIVE TESTING GROUP
8181 BROADMOOR S E
CALEDONIA MI 49316
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INSPECT/TEST STRUCTURAL STEEL

Award Number Effective Period:

68M00265285 2/1/03 - 1/31/08

ADMINISTRATION
MASTER PRICE AGREEMENT
RELEASE AGAINST RI MPA

0

Date: 01/23/2003

Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION

MASTER PRICE AGREEMENT
RELEASE AGAINST RI MPA

	Department	Bid Number	Requisition Number	
	ADMINISTRATION	B01457		
Item			Unit	Unit Price
	A Direct Purchase Order (DPO) shall be created by the agency listing the using the pricing and format set forth in the Master Blanket. All pricing sh described in the Master Blanket and is considered to be fixed and firm for Agreement, unless specifically noted to the contrary herein. All prices incl freight. Freight, taxes, surcharges, or other additional charges will not be reflected in Master Blanket.			
	STATEWIDE APPLICABILITY - Political Subdivisions (cities, towns, school agencies), as authorized by law, may participate in this Agreement. All or billing shall be between the vendor and the political subdivision (only).			
	THIS PURCHASE ORDER IS AWARDED SUBJECT TO EQUAL OPPOR COMPLIANCE.	TUNITY		
	EVERY PERSON OR BUSINESS ENTITY PROVIDING GOODS OR SER COST OF \$5000 CUMULATED VALUE IS REQUIRED TO FILE AN AFFI REGARDING POLITICAL CAMPAIGN CONTRIBUTIONS WITH THE RIS OF ELECTIONS EVEN IF NO REPORTABLE CAMPAIGN CONTRIBUTION BEEN MADE. (RI GENERAL LAW 17-27) FORMS OBTAINED AT BOARI ELECTIONS, CAMPAIGN FINANCE DIVISION, 50 BRANCH AVENUE, P RI 02904 (401-222-2056)	DAVIT STATE BOARD DNS HAVE D OF		
	THIS IS A MULTI-YEAR BID/CONTRACT. PER RHODE ISLAND STATE CONTRACT OBLIGATIONS BEYOND THE CURRENT FISCAL YEAR A TO AVAILABILITY OF FUNDS. CONTINUATION OF THE CONTRACT E INITIAL FISCAL YEAR WILL BE AT THE DISCRETION OF THE STATE. TERMINATION MAY BE EFFECTED BY THE STATE BASED UPON DEFACTORS SUCH AS UNSATISFACTORY PERFORMANCE OR THE DETERMINATION BY THE STATE TO DISCONTINUE THE GOODS/SENTOREVISE THE SCOPE AND NEED FOR THE TYPE OF GOODS/SENTOMONAGEMENT OWNER DETERMINATIONS THAT MAY PRECLUDE TO GOODS/SERVICES.	RE SUBJECT BEYOND THE TERMINING RVICES, OR VICES; ALSO		
	INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE			

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



Page 3 of 7 Printed: 5/22/2003

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E Ε **CALEDONIA MI 49316** N D 0 R

INSPECT/TEST STRUCTURAL STEEL

Award Number Effective Period:

68M00265285 2/1/03 - 1/31/08

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s **ADMINISTRATION** Н MASTER PRICE AGREEMENT **RELEASE AGAINST RI MPA** Р

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Date: 01/23/2003

Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA 0

	Department		Bid Number	Requisition Number
	ADMINISTRATION	MPA-324	B01457	
Item		Unit	Unit Price	
1.0	YEAR 1 - INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE		HOUR	50.00
2.0	YEAR 2 - INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE		HOUR	52.00
3.0	YEAR 3 - INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE		HOUR	54.05
4.0	YEAR 4 - INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE		HOUR	56.20
5.0	YEAR 5- INSPECTION CERTIFICATION: ASW/CWI STRAIGHT TIME - HOURLY RATE		HOUR	58.40
	INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS			
6.0	YEAR 1 - INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	70.00
7.0	YEAR 2 - INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	72.80
8.0	YEAR 3 - INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	75.65
9.0	YEAR 4 - INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS	HOUR	78.65
	OVERTIME RATÉ - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS		

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

Page 4 of 7

Printed: 5/22/2003

V E	NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E CALEDONIA MI 49316
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INSPECT/TEST STRUCTURAL STEEL

Award Number Effective Period:

68M00265285 2/1/03 - 1/31/08

ADMINISTRATION MASTER PRICE AGREEMENT **RELEASE AGAINST RI MPA** Р 0

Date: 01/23/2003

Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

	Department	Bid Number	Requisition Number	
	ADMINISTRATION	B01457		
Item			Unit	Unit Price
10.0	YEAR 5 - INSPECTION CERTIFICATION: ASW/CWI OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS	HOUR	81.80
	INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE			
11.0	YEAR 1 - INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE		HOUR	52.00
12.0	12.0 YEAR 2 - INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE			54.05
13.0	YEAR 3 - INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE		HOUR	56.20
14.0	YEAR 4 - INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE		HOUR	58.40
15.0	YEAR 5 - INSPECTION CERTIFICATION: ANST LEVEL II STRAIGHT TIME - HOURLY RATE		HOUR	60.70
	INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII			
16.0	YEAR 1 - INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	72.80
17.0	YEAR 2 - INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS	HOUR	75.65

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

Page 5 of 7

Printed: 5/22/2003

NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E CALEDONIA MI 49316	INSPECT/TEST STRUCTURAL STEEL
N D	Award Number Effective Period:
R	68M00265285 2/1/03 - 1/31/08

ADMINISTRATION MASTER PRICE AGREEMENT **RELEASE AGAINST RI MPA** Р 0

Date: 01/23/2003 Buyer: JEROME MOYNIHAN

Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

		<mark> E </mark>		
Department			Bid Number	Requisition Number
	ADMINISTRATION	MPA-324	B01457	
Item			Unit	Unit Price
18.0	YEAR 3 - INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS	HOUR	78.65
19.0	19.0 YEAR 4 - INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	81.80
20.0	YEAR 5 - INSPECTION CERTIFICATION: ANST LEVEL II OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS	HOUR	84.95
	INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE			
21.0	YEAR 1 - INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE		HOUR	54.00
22.0	YEAR 2 - INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE		HOUR	56.10
23.0	YEAR 3 - INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE		HOUR	58.30
24.0	YEAR 4 - INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE		HOUR	60.60
25.0	YEAR 5 - INSPECTION CERTIFICATION: NACE STRAIGHT TIME - HOURLY RATE		HOUR	63.00
	INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLII	DAYS		

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

NON DESTRUCTIVE TESTING GROUP 8181 BROADMOOR S E Ε **CALEDONIA MI 49316** N D 0 R

INSPECT/TEST STRUCTURAL STEEL

Award Number Effective Period:

68M00265285 2/1/03 - 1/31/08

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Date: 01/23/2003

Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination

Terms: Net 30

ADMINISTRATION

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA 0

	Department		Bid Number	Requisition Number
	ADMINISTRATION	MPA-324	B01457	
Item			Unit	Unit Price
26.0	26.0 YEAR 1 - INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	75.60
27.0	27.0 YEAR 2 - INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	78.50
28.0	28.0 YEAR 3 - INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	81.60
29.0	29.0 YEAR 4 - INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	84.80
30.0	O.0 YEAR 5 - INSPECTION CERTIFICATION: NACE OVERTIME RATE - HOURLY >8 HOURS/PER DAY, WEEKENDS, HOLIDAYS		HOUR	88.20
	PER DIEM RATE			
	PER DIEM RATE DOES NOT INCLUDE HOTEL EXPENSE, WHICH WO	ULD BE A		
31.0	31.0 YEAR 1 - PER DIEM RATE		DAY	35.00
32.0	32.0 YEAR 2 - PER DIEM RATE		DAY	35.00
33.0	33.0 YEAR 3 - PER DIEM RATE		DAY	35.00
34.0	34.0 YEAR 4 - PER DIEM RATE		DAY	37.00

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as described herein shall be deemed acceptance of these requirements.



Award Number

68M00265285



8181 BROADMOOR S E

CALEDONIA MI 49316

ADMINISTRATION

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NON DESTRUCTIVE TESTING GROUP

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908**

Date: 01/23/2003

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INSPECT/TEST STRUCTURAL STEEL

Effective Period:

2/1/03 - 1/31/08

STATE PURCHASING AGENT/DESIGNEE

ADMINISTRATION

Printed: 5/22/2003

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA	Date: 01/23/2003 Buyer: JEROME MOYNIHAN Shipping: F.O.B., Destination Terms: Net 30	<mark>V</mark> M	MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA	
	Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-324	B01457	
Item			Unit	Unit Price
35.0 YEAR 5 - PER DIEM	RATE		DAY	37.00
DELIVERY OF GOOD	S OR SERVICES AS REQUESTED BY AGENCY	′ .		
VENDOR TELEPHON VENDOR FAX #: 724				
CHANGE ORDER #1				

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us. Delivery of goods or services as

described herein shall be deemed acceptance of these requirements.

TERMS AND CONDITIONS OF PRICING AGREEMENT

SCOPE AND LIMITATIONS - This Agreement covers requirements as described herein, ordered by State agencies during the Agreement Period. No additional or alternative requirements are covered, unless added to the Agreement by formal amendment by the State Purchasing Agent or his designee.

Under State Purchasing Law, 37-2-54, "no purchase or contract shall be binding on the state or any agency thereof unless approved by the department [of administration] or made under general regulations which the chief purchasing officer may prescribe." Under State Purchasing Regulation 8.2.1.1.2, "any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state."

PRODUCT ACCEPTANCE - All merchandise offered or otherwise provided shall be new, of prime manufacture, and of first quality unless otherwise specified by the State. The State reserves the right to reject all nonconforming goods, and to cause their return for credit or replacement, at the State's option.

- a) Failure by the state to discover latent defect(s) or concealed damage or non-conformance shall not foreclose the State's right to subsequently reject the goods in question.
- b) Formal or informal acceptance by the State of non-conforming goods shall not constitute a precedent for successive receipts or procurements.

Where the vendor fails to cure the defect promptly or replace the goods, the State reserves the right to cancel the Release, contract with a different vendor, and to invoice the original vendor for any differential in price over the original contract price.

ORDER AUTHORIZATION AND RELEASE AGAINST PRICING AGREEMENT

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.

<u>State Agencies</u> shall request release as follows: All releases shall reference the Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein.

A Department Purchase Order (DPO) listing the items ordered shall be created by the agency. The agency may mail or fax a copy of the order to the Vendor. In some cases the agency may request delivery by telephone, but must provide the Vendor with a DPO Order Number reference for billing purposes. Vendors are encouraged to require written orders to assure payments are processed accurately and promptly.

<u>DELIVERY</u> – If this is an MPA, Vendor will obtain "ship to" information from each participating agency. This information will be contained in the DPO. APA delivery information will be contained in the Notice of Award.

PRICING - All pricing shall be as described herein, and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected herein.

INVOICING – All invoices shall reference the DPO Order Number(s), Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein. If this is an MPA, Vendor will obtain "bill to" information from each participating agency. This information will be contained in the DPO. APA billing information will be contained in the Notice of Award.

<u>PAYMENT</u> - Invoices for items not received, not priced according to contract or for work not yet performed will not be honored. No payment will be processed to any vendor for whom there is no IRS W-9 on file with the State Controller.